

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA  
FLORENCE DIVISION

CANDICE MICHELLE HARDWICK )  
by and through her Parents and Guardians )  
DARYL LEWIS HARDWICK and )  
PRISCILLA LEA HARDWICK; )

Plaintiffs, )

vs. )

MARTHA HEYWARD in her )  
individual capacity and in her official )  
capacity as Principal of Latta Middle )  
School; )

GEORGE H. LIEBENROOD, JR., )  
In his individual capacity and in his )  
official capacity as Principal of )  
Latta High School, and the )

Board of Trustees of Latta School District )  
(Dillon County No. 3), )

Defendants. )

CIVIL ACTION NO: 4:06 1042-TLW

**PLAINTIFFS' NOTICE OF APPEAL**

COMES NOW the Plaintiffs, Candice Michelle Hardwick, Daryl Lewis Hardwick and Priscilla Lea Hardwick, by and through their undersigned counsel of record, in the above styled cause, and files this their Notice of Appeal pursuant to Rule 3, 4 (a)(1)(A) and 4 (a)(4)(A)(ii) of the Federal Rules of Appellate Procedure to the Order denying Plaintiffs' Motion to Alter or Amend Judgment pursuant to Rule 52(b) of the Federal Rules of Appellate Procedure, striking this cause from the docket, creating a final and appealable Order of Dismissal which was signed on November 16, 2009, and docketed on November 16, 2009, a copy of which is attached.

Appeal is hereby taken to the United States Circuit Court of Appeals for the Fourth Circuit  
this the 15<sup>th</sup> day of December, 2009.

Respectfully submitted,

LAW OFFICES OF LOURIE A. SALLEY, III

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ATTORNEYS FOR THE PLAINTIFF

Lexington, South Carolina

December 15, 2009

### CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing Plaintiffs' Notice of Appeal, has been sent to Vinton Lide [dee@lidelaw.com](mailto:dee@lidelaw.com) , Post Office Box 2189, Lexington, South Carolina 29072 and Vernie Williams [vwilliams@childs-halligan.net](mailto:vwilliams@childs-halligan.net) , The Tower at 1300 Gervais, Suite 900, Columbia, South Carolina 29201, counsel of record for the Defendants, by electronic transmission and U.S. Postal Service on this, the 15<sup>th</sup> day of December, 2009.

/S/Kirk D. Lyons

